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Date:

February 13, 2006

10/675,350

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Po

Attorney Docket No.:

NU-206WO-1

Serial No.:

10/675,350

Confirmation No.:

5783

Filed:

09/30/2003

Art Unit:

2874

Customer No.:

000038731

Examiner:

Juliana Kang

For:

RING CORE FIBER

VIA FACSIMILE TO (571) 273 8300

Centralized Delivery Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

I hereby certify that the accompanying Response (3 pages), is being sent via Facsimile Transmission to Centralized Delivery, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, at Facsimile Number 571 273 8300 on the date indicated above.

Helen Samson

Nufern

7 Airport Park Road East Granby, CT 06026 860-408-5021 (phone) 860-408-5080 (fax)



CERTIFICATE OF FACSIMILIC TRANSMISSION

I hereby certify that this correspondence is being sent via Facsimile Transmission to Centralized Delivery, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, at Facsimile Number 571 273 8300 on the date indicated below.

HELEN SAMSON

Typed or Printed Name of Person Sending Paper or Fee

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**FEBRUARY 13, 2006** 

Date

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Centralized Delivery Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

February 13, 2006

#### <u>RESPONSE</u>

Dear Sir:

This is a Response to the Office Action mailed 09/12/05 in the above-identified application, the time for response to which is extended to 02/13/06 (02/12/06 falling on a Sunday) by the Request for Four-Month Extension of Time included below in this Response.

02/15/2006 TL0111 00000053 502343 10675350

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### Election of Species

The Examiner considers that the above identified application includes claims directed to the following patentably distinct species:

Species A as shown in FIGURE 5; Species B as shown in FIGURE 6; Species C as shown in FIGURE 7

Applicant provisionally elects, with traverse, Species A, which is considered by the Examiner to correspond to FIGURE 5. Applicant traverses the election requirement on the basis that it is not considered unduly burdensome for the PTO to search and examine all claims in one case.

The Examiner requests that the Applicant list all claims readable on the elected species. Species are understood to be mutually exclusive. Applicant respectfully notes that no claim currently pending in the case is understood to recite a limitation that precludes that claim from reading on the elected species. This is not to say that each claim must include each feature shown in FIGURE 5. Rather, all claims are considered to include subject matter at least in part disclosed in FIGURE 5 and no claim is understood to be mutually exclusive with the elected species represented by FIGURE 5.

The Examiner further states that no claim is generic. Applicant respectfully notes that all independent claims (claims 1, 15, 38, 42 and 47) are considered generic to all species (Figures 5, 6 and 7) identified by the Examiner.

### Request for Four-Mouth Extension of Time

Applicant hereby requests a four-month extension of time to reply to the Office Action mailed 09/12/05 in the above identified application. As the outstanding Office Action provided for a one month shortened statutory time period for reply, the time for

reply is now extended to 02/13/06 (02/12/06 falling on a Sunday) by this Request for Four-Month Extension of Time. Authorization is hereby granted to charge the Small Entity fee of \$795 for the requested four month extension of time to Nufern Deposit Order Account Number 502343.

### Conclusion

This Response attends to all matters raised in the outstanding Office Action. Authorization is granted to credit any overpayment, or to charge any underpayment, associated with this Response to Nufern Deposit Order Account 502343.

Please do not hesitate to contact the undersigned to address any issues the Examiner may consider unresolved.

Respectfully submitted,

Peter J. Rainville, Reg. No. 41,263

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Date: February 13, 2006